

Message Text

CONFIDENTIAL

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ACTION EUR-12

INFO OCT-01 ISO-00 SSO-00 INRE-00 NSCE-00 ICAE-00
CIAE-00 DODE-00 PM-05 H-01 INR-10 L-03 NSAE-00
PA-01 SP-02 SS-15 IO-13 ACDA-12 /075 W
-----001650 171550Z /47

O R 171505Z MAY 78
FM USMISSION USBERLIN
TO AMEMBASSY BONN IMMEDIATE
INFO SECSTATE WASHDC 6848
AMEMBASSY BERLIN
AMEMBASSY BRUSSELS
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION USNATO

C O N F I D E N T I A L USBERLIN 1159

USEEC

E O 11652: GDS
TAGS: PGOV AKB EC
SUBJ: ADOPTION OF FRG EUROPAAHLGESETZ IN BERLIN

SUMMARY: WE EXPECT BERLIN ADOPTION OF FRG EUROPAAHLGESETZ IN
NEAR FUTURE. BERLIN MISSIONS HAVE AGREED TO TEXT OF BK/O WHICH
IS REPEATED BELOW FOR ADDRESSEES INFORMATION. END SUMMARY.

1. UNTIL TODAY, BERLIN MISSIONS WERE UNDER IMPRESSION THAT FRG
LAW ON ELECTIONS TO THE EUROPEAN PARLIAMENT, EUROPAAHLGESETZ,
HAD NOT RPT NOT YET BEEN APPROVED BY BUNDESRAT. HOWEVER, TODAY
BERLIN SENATSRAT KUNZE CALLED CHAIRMAN (US) SENAT LIAISON
OFFICER TO REPORT THAT (A) DRAFT LAW AS APPROVED BY BUNDESRAT
ON 21 APRIL, (B) FEDERAL PRESIDENT MAY SIGN IT ANY DAY, (C)
SENAT WILL WISH LAW TO BE ADOPTED BY BERLIN HOUSE OF REPRESENTA-
TIVES AT ITS FIRST SESSION AFTER LAW IS SIGNED BY FEDERAL
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PRESIDENT.

2. BERLIN MISSIONS HAVE AGREED TO TEXT OF BK/O WHICH
IS REPEATED BELOW FOR YOUR INFORMATION. MAIN THRUST OF
BK/O IS TO REAFFIRM THAT FRG CONSTITUTIONAL COURT
(BUNDESVERFASSUNGSGERICHT) IS NOT COMPETENT IN BERLIN
OR OVER BERLIN MATTERS AND THAT BERLIN WILL PARTICIPATE

IN ELECTIONS TO THE EUROPEAN PARLIAMENT UNDER CONDITIONS ESTABLISHED BY THE ALLIES. WE PLAN TO ISSUE BK/O ON DAY BERLIN HOUSE OF REPRESENTATIVES ADOPTS EUROPAAHL-GESETZ. HOWEVER, BEFORE ISSUANCE WE WILL SHOW SENAT TEXT OF BK/O.

3. FOR BONN: OUR BK/O IS BASED ON TEXT OF LAW AS FOUND IN BUNDESRAT DRUCKACHE 156/78. WE ARE ASSURED BY SENAT THAT THIS IS TEXT ADOPTED BY BUNDESRAT. INFORMATION AND TEXT IN THIS MESSAGE IS BEING CONVEYED BY US AS ALLIED CHAIRMAN. YOU ARE REQUESTED TO PASS INFORMATION AND TEXT SOONEST TO BERLIN AND FRENCH EMBASSIES.

4. TEXT FOLLOWS:

BEGIN TEXT

THE ALLIED KOMMANDATURA HAS NO OBJECTION TO THE ADOPTION OF THE ABOVE-MENTIONED LAW IN BERLIN. THE LAW SHALL TAKE EFFECT SUBJECT TO THE PROVISIONS OF BK/O(77)8. IN ADDITION, SECTIONS (2)5 AND (4) OF PARAGRAPH 22 OF THE LAW WHICH DEAL WITH THE COMPETENCE OF THE FEDERAL CONSTITUTIONAL COURT TO DECLARE A POLITICAL PARTY ILLEGAL, SHALL NOT APPLY IN BERLIN OR TO REPRESENTATIVES FROM BERLIN.

THIS ORDER WILL BE TRANSMITTED TO THE GOVERNING MAYOR OF BERLIN FOR SUCH ACTIONS AS MAY BE NECESSARY IN CONFIDENTIAL

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RELATION TO IT, INCLUDING PUBLICATION IN ACCORDANCE WITH BK/O(64)4.

FOR THE ALLIED KOMMANDATURA BERLIN

CHAIRMAN DEPUTY COMMANDANT

END TEXT

GEORGE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, ELECTION LAW, ADOPTIONS, REGIONAL ORGANIZATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 17 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978USBERL01159
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780208-0093
Format: TEL
From: USBERLIN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780547/aaaabnxj.tel
Line Count: 102
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 6dde309b-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 01 jun 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2658049
Secure: OPEN
Status: NATIVE
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TAGS: PGOV, WB, AKB
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